

MORIHARA LAU & FONG LLP

A LIMITED LIABILITY LAW PARTNERSHIP

August 24, 2006

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PUBLIC UTILITIES
COMMISSION

The Honorable Chairman and Members of the
Hawaii Public Utilities Commission
465 South King Street
Kekuanaoa Building, Room 103
Honolulu, HI 96813
Attention: Catherine P. Awakuni, Esq.

RE: Docket No. 05-0069: Application for Approval and/or Modification of
Demand-Side ("DSM") and Load Management Programs and Recovery of
Program Costs and DSM Utility Incentives – Appearance of Counsel

Dear Commissioners and Staff:

This letter provides notice that Kris Nakagawa, Esq. of Morihara Lau & Fong LLP will be appearing in the subject proceeding, and in particular the upcoming panel hearings scheduled for the week of August 28, 2006, on behalf of Kauai Island Utility Cooperative. As you are aware, Mr. Nakagawa was formerly Chief Legal Counsel of the Hawaii Public Utilities Commission until August 26, 2005. As such, his one year prohibition from appearing before the PUC as required by the State Ethics Commission, pursuant to Hawaii Revised Statutes Chapter 84, will expire prior to the commencement of said panel hearings (i.e., August 28, 2006).

In addition, we have discussed this matter with Charles Hite, Esq. of the Office of Disciplinary Counsel, and we have received a verbal, non-binding opinion from him that Mr. Nakagawa's participation in the above proceeding is not prohibited under the Hawaii Rules of Professional Conduct under the circumstances and that no consent for such participation is required from neither the Hawaii Public Utilities Commission nor any other party or participant to the proceeding. In any event, we have discussed this matter with the other parties and participant that will be involved in the upcoming panel hearings, and they have all indicated that they have no objection to Mr. Nakagawa's appearance, participation and representation of Kauai Island Utility Cooperative in the subject proceeding. Finally, notwithstanding the above, Mr. Nakagawa is aware that he will be still subject to the applicable confidentiality rules.

Please call me if you should have any questions or would like to discuss. Thank you for your assistance and consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read "Kent D. Morihara", with a stylized flourish at the end.

Kent D. Morihara
Attorney for KIUC

cc: Division of Consumer Advocacy
Mr. William A. Bonnet
Mr. Dean Matsuura
Mr. Edward Reinhardt
Mr. Warren Lee
Thomas W. Williams, Jr., Esq.
Mr. Warren S. Bollmeier II
Mr. H.A. "Dutch" Achenbach
Mr. Joseph McCawley
Mr. Timothy Blume
Mr. Jim Yates

Mr. Steven P. Golden
Dr. Kay Davoodi
Mr. E. Kyle Datta
Mr. Carl Freedman
Mr. Henry Q. Curtis
Mr. Richard R. Reed
Randall Y.K. Young, Esq.
Cindy Y. Young, Esq.
Mr. Kal Kobayashi
Lani D. H. Nakazawa, Esq.